

# DECLARATION AND POWER OF ATTORNEY

7/21/06

Atty. Dkt. No.: 4623C-000083/US/NPB

## DECLARATION

I hereby declare that:

Each inventor's residence, mailing address and citizenship are as stated below next to their name,

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### REDUCED WATER CONSUMPTION FLUSH TOILET

the specification of which (check one)

- ☐ is attached hereto.  
or  
☒ was filed on 26 November 2003 as United States Application Number or PCT International Application No. PCT/US2003/038021 and was amended on \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. §§ 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

PRIOR FOREIGN APPLICATION(S)				
APPN. SERIAL NO.	COUNTRY	DATE FILED (MM/DD/YYYY)	PRIORITY CLAIM	
			Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>

ORIGINAL 9

dropped

Kelly

Exner

Add: Kelly

-1

-1

+1

8

## DECLARATION AND POWER OF ATTORNEY

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

### POWER OF ATTORNEY

I hereby appoint each practitioner at Customer No. 27572 of Harness, Dickey & Pierce, P.L.C., my attorneys or agents to prosecute the application identified above, and to transact all business in the Patent and Trademark Office connected therewith.

### CORRESPONDENCE ADDRESS

I request the Patent and Trademark Office to direct all correspondence and telephone calls relative to this application to Customer No. 27572, Harness, Dickey & Pierce, P.L.C., P. O. Box 828, Bloomfield Hills, Michigan 48303 (248) 641-1600.

First named inventor: **George GRECH**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

21 JULY 2006

Residence: 32342 Bridge, Garden City, Michigan 48135

Citizenship: United States of America

Mailing Address: 32342 Bridge, Garden City, Michigan 48135

Second named inventor: **Michael FRITZ**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53068

Citizenship: United States of America

Mailing Address: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53068

07/19/06 WED 12:24 FAX 202 500 3641 08013 002

## DECLARATION AND POWER OF ATTORNEY

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First named inventor: **George GRECH**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 32342 Bridge, Garden City, Michigan 48135

Citizenship: United States of America

Mailing Address: 32342 Bridge, Garden City, Michigan 48135

Second named inventor: **Michael FRITZ**

Inventor's signature: 

Date: 7/19/06

Residence: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53066

Citizenship: United States of America

Mailing Address: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53066

**DECLARATION AND POWER OF ATTORNEY****Third named inventor: Michael HARRIS**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 3997 Preserve Drive, Dexter, Michigan 48130Citizenship: United States of AmericaMailing Address: 3997 Preserve Drive, Dexter, Michigan 48130**Fourth named inventor, if any: Jason SMITH**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 1919 Elsie Drive, West Bloomfield, Michigan 48324Citizenship: United States of AmericaMailing Address: 1919 Elsie Drive, West Bloomfield, Michigan 48324**Fifth named inventor, if any: Steve MEYER**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 5937 Strawberry Lake Road, Whitmore Lake, MI 48189Citizenship: United States of AmericaMailing Address: 5937 Strawberry Lake Road, Whitmore Lake, MI 48189

**DECLARATION AND POWER OF ATTORNEY****Sixth named inventor, if any: Craig KARAGITZ**Inventor's signature: Craig KaragitzDate: 7/31/06Residence: 11652 Louis Lane, Whitmore Lake, Michigan 48189Citizenship: United States of AmericaMailing Address: 11652 Louis Lane, Whitmore Lake, Michigan 48189**Seventh named inventor, if any: Eric KRUPP**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 7695 N. Ridge Road, Canton, Michigan 48187Citizenship: United States of AmericaMailing Address: 7695 N. Ridge Road, Canton, Michigan 48187**Eighth named inventor, if any: Brian KELLY**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 2737 West Barnes, Mason, Michigan 48854Citizenship: United States of AmericaMailing Address: 2737 West Barnes, Mason, Michigan 48854

# DECLARATION AND POWER OF ATTORNEY

**Sixth named inventor, if any: Craig KARAGITZ**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 11652 Louis Lane, Whitmore Lake, Michigan 48189

Citizenship: United States of America

Mailing Address: 11652 Louis Lane, Whitmore Lake, Michigan 48189

**Seventh named inventor, if any: Eric KRUPP**

Inventor's signature: Eric Krupp

Date: July 20 2006

Residence: 7695 N. Ridge Road, Canton, Michigan 48187

Citizenship: United States of America

Mailing Address: 7695 N. Ridge Road, Canton, Michigan 48187

**Eighth named inventor, if any: Brian KELLY**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 2737 West Barnes, Mason, Michigan 48854

Citizenship: United States of America

Mailing Address: 2737 West Barnes, Mason, Michigan 48854

**DECLARATION AND POWER OF ATTORNEY****Sixth named inventor, if any: Craig KARAGITZ**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 11652 Louis Lane, Whitmore Lake, Michigan 48189Citizenship: United States of AmericaMailing Address: 11652 Louis Lane, Whitmore Lake, Michigan 48189**Seventh named inventor, if any: Eric KRUPP**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 7695 N. Ridge Road, Canton, Michigan 48187Citizenship: United States of AmericaMailing Address: 7695 N. Ridge Road, Canton, Michigan 48187**Eighth named inventor, if any: Brian KELLY**Inventor's signature:  \_\_\_\_\_Date: 7/19/06Residence: 2737 West Barnes, Mason, Michigan 48854Citizenship: United States of AmericaMailing Address: 2737 West Barnes, Mason, Michigan 48854

# DECLARATION AND POWER OF ATTORNEY

Atty. Dkt No.: 4623C-000083/US/NPB

## DECLARATION

This Declaration and Power of Attorney has been prepared and executed to include all inventors named during the PCT phase of prosecution. It has been determined that Kim KEITH and Greg EXNER should not have been inventors of the claimed subject matter of the PCT application. It has been further determined that Brian KELLY should properly be included as an inventor of the PCT application. Subject to these noted changes of inventorship which will be addressed in Statements of Corrected Inventorship Under 37 CFR §1.48 to be submitted contemporaneously herewith, I hereby declare that:

Each inventor's residence, mailing address and citizenship are as stated below next to their name,

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

### REDUCED WATER CONSUMPTION FLUSH TOILET

the specification of which (check one)

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is attached hereto; or

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was filed on 26 November 2003 as United States Application Number or PCT International Application No. PCT/US2003/038021 and was amended on \_\_\_\_\_ (if applicable).

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PRIOR FOREIGN APPLICATION(S)				
APPN. SERIAL NO.	COUNTRY	DATE FILED (MM/DD/YYYY)	PRIORITY CLAIM	
			Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>



## DECLARATION AND POWER OF ATTORNEY

Atty. Dkt No.: 4623C-000083/US/NPB

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First named Inventor: George GRECH

Inventor's signature: \_\_\_\_\_

Date: 2 JUL 1 2006

Residence: 32342 Bridge, Garden City, Michigan 48135

Citizenship: United States of America

Mailing Address: 32342 Bridge, Garden City, Michigan 48135

Second named Inventor: Kim KEITH

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 6781 Egypt Valley Avenue, N.E., Rockford, MI 49341

Citizenship: United States of America

Mailing Address: 6781 Egypt Valley Avenue, N.E., Rockford, MI 49341

**DECLARATION AND POWER OF ATTORNEY**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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**CORRESPONDENCE ADDRESS**

I request the Patent and Trademark Office to direct all correspondence and telephone calls relative to this application to Customer No. 27572, Harness, Dickey & Pierce, P.L.C., P. O. Box 828, Bloomfield Hills, Michigan 48303 (248) 641-1600.

First named Inventor: **George GRECH**

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 32342 Bridge, Garden City, Michigan 48135

Citizenship: United States of America

Mailing Address: 32342 Bridge, Garden City, Michigan 48135

Second named Inventor: **Kim KEITH**

Inventor's signature: 

Date: JULY 17, 2006

Residence: 6781 Egypt Valley Avenue, N.E., Rockford, MI 49341

Citizenship: United States of America

Mailing Address: 6781 Egypt Valley Avenue, N.E., Rockford, MI 49341

## DECLARATION AND POWER OF ATTORNEY

Full name of third inventor: Michael FRITZ

Inventor's signature: 

Date: 7/14/06

Residence: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53066

Citizenship: United States of America

Mailing Address: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53066

Full name of fourth inventor: Mike HARRIS

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 3997 Preserve Drive, Dexter, Michigan 48130

Citizenship: United States of America

Mailing Address: 3997 Preserve Drive, Dexter, Michigan 48130

Full name of fifth inventor: Greg EXNER

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 22071 Churchview, Woodhaven, Michigan 48183

Citizenship: United States of America

Mailing Address: 22071 Churchview, Woodhaven, Michigan 48183

## DECLARATION AND POWER OF ATTORNEY

Atty. Dkt No.: 4623C-000083/US/NPB

**Third named inventor: Michael FRITZ**

Inventor's signature: \_\_\_\_\_

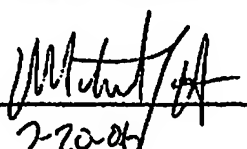
Date: \_\_\_\_\_

Residence: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53066

Citizenship: United States of America

Mailing Address: 505 Cassie Lynn Lane, Oconomowoc, Wisconsin 53066

**Fourth named inventor: Michael HARRIS**

Inventor's signature: 

Date: 7-20-06

Residence: 3997 Preserve Drive, Dexter, Michigan 48130

Citizenship: United States of America

Mailing Address: 3997 Preserve Drive, Dexter, Michigan 48130

**Fifth named inventor: Greg EXNER**

Inventor's signature: 

Date: 19 July 2006

Residence: 22071 Churchview, Woodhaven, Michigan 48183

Citizenship: United States of America

Mailing Address: 22071 Churchview, Woodhaven, Michigan 48183

## DECLARATION AND POWER OF ATTORNEY

Atty. Dkt No.: 4623C-000083/US/NPB

Sixth named inventor, if any: Jason SMITH

Inventor's signature: \_\_\_\_\_

Date: JULY 20TH, 2006

Residence: 1919 Elsie Drive, West Bloomfield, Michigan 48324

Citizenship: United States of America

Mailing Address: 1919 Elsie Drive, West Bloomfield, Michigan 48324

Seventh named inventor, if any: Steve MEYER

Inventor's signature: \_\_\_\_\_

Date: JULY 19TH, 2006

Residence: 5937 Strawberry Lake Road, Whitmore Lake, MI 48189

Citizenship: United States of America

Mailing Address: 5937 Strawberry Lake Road, Whitmore Lake, MI 48189

Eighth named inventor, if any: Craig KARAGITZ

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 11652 Louis Lane, Whitmore Lake, Michigan 48189

Citizenship: United States of America

Mailing Address: 11652 Louis Lane, Whitmore Lake, Michigan 48189

**DECLARATION AND POWER OF ATTORNEY**

Atty. Dkt No.: 4823C-000083/US/NPB

Sixth named inventor, if any: Jason SMITH

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 1919 Elsie Drive, West Bloomfield, Michigan 48324Citizenship: United States of AmericaMailing Address: 1919 Elsie Drive, West Bloomfield, Michigan 48324

Seventh named inventor, if any: Steve MEYER

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: 5937 Strawberry Lake Road, Whitmore Lake, MI 48189Citizenship: United States of AmericaMailing Address: 5937 Strawberry Lake Road, Whitmore Lake, MI 48189

Elghth named inventor, if any: Craig KARAGITZ

Inventor's signature: Craig KaragitzDate: 7/21/06Residence: 11652 Louis Lane, Whitmore Lake, Michigan 48189Citizenship: United States of AmericaMailing Address: 11652 Louis Lane, Whitmore Lake, Michigan 48189

# DECLARATION AND POWER OF ATTORNEY

Atty. Dkt No.: 4623C-000083/US/NPB

Ninth named inventor, if any: Eric KRUPP

Inventor's signature: Eric Krupp

Date: JULY 20, 2006

Residence: 7695 N. Ridge Road, Canton, Michigan 48187

Citizenship: United States of America

Mailing Address: 7695 N. Ridge Road, Canton, Michigan 48187

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: National Phase Application of PCT/US2004/38021  
(Unofficial U.S. Serial No. 10/540,006 filed 20 June 2005)

International  
Filing Date: 26 November 2003

Applicant: George GRECH *et al.*

Group Art Unit: To be assigned

Examiner: To be assigned

Title: REDUCED WATER CONSUMPTION FLUSH TOILET

Attorney Docket: 4623C-000083/NPB

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**REQUEST TO CORRECT INVENTORSHIP UNDER 37 CFR §1.48(a)**

Applicants hereby request correction of inventorship under 37 CFR §1.48(a) for the above-referenced application to correct error in inventorship that occurred inadvertently and without deceptive intent and was recently discovered.

It is respectfully requested that the inventorship be corrected to drop two inventors and add one inventor.

Please drop the following:

**DROP (1):**      Name:            Kim KEITH  
                         Residence:    6781 Egypt Valley Ave., N.E.  
                                                    Rockford, MI 49341

Citizenship: USA

**DROP (2):**      Name:            Greg EXNER  
                         Residence:    22071 Churchview  
                                                    Woodhaven, MI 48183

Citizenship: USA



Please add the following:

**ADD (1):**      Name:      **Brian KELLY**  
Residence:      2737 West Barnes  
Mason, Michigan 48854  
Citizenship:      USA

The following documents are enclosed herewith:

1.      A statement from the dropped inventors that the error in inventorship occurred without deceptive intent.
2.      The written consent of the Assignee, Thetford Corporation, to the correction in inventorship.
3.      A new Declaration executed by all the inventors under §1.63.
4.      A check in the amount of \$130 for the processing fee set forth in §1.17(i).

Prompt and favorable consideration of this request is respectfully requested. If the Examiner has any questions or concerns or believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641.1267.

Respectfully submitted,

Dated: \_\_\_\_\_

By: \_\_\_\_\_  
Stephen T. Olson  
Registration No. 36,626  
*Attorney for Applicant*

HARNESS, DICKEY & PIERCE, P.L.C.  
P.O. Box 828  
Bloomfield Hills, Michigan 48303  
(248) 641-1600

STO/kgg

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: National Phase Application of PCT/US2004/38021  
(Unofficial U.S. Serial No. 10/540,008 filed 20 June 2005)  
International  
Filing Date: 26 November 2003  
Applicant: George GRECH *et al.*  
Group Art Unit: To be assigned  
Examiner: To be assigned  
Title: REDUCED WATER CONSUMPTION FLUSH TOILET  
Attorney Docket: 4623C-000083/NPB

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

STATEMENT BY DROPPED INVENTOR UNDER 37 CFR §1.48(a)(2)

I, Kim KEITH, state that through error I was named as an inventor in the above-referenced patent application and that the error in inventorship occurred without deceptive intent on my part.

Respectfully submitted,

Dated: JULY 14, 2006

By: 

Kim KEITH  
6781 Egypt Valley Avenue, N.E.  
Rockford, MI 49341

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BEST AVAILABLE COPY

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: National Phase Application of PCT/US2004/38021  
(Unofficial U.S. Serial No. 10/540,006 filed 20 June 2005)  
International  
Filing Date: 26 November 2003  
Applicant: George GRECH *et al.*  
Group Art Unit: To be assigned  
Examiner: To be assigned  
Title: REDUCED WATER CONSUMPTION FLUSH TOILET  
Attorney Docket: 4623C-000083/NPB

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**STATEMENT BY DROPPED INVENTOR UNDER 37 CFR §1.48(a)(2)**

I, Greg EXNER, state that through error I was named as an inventor in the above-referenced patent application and that the error in inventorship occurred without deceptive intent on my part.

Respectfully submitted,

Dated: 19 July 2006

By:   
Greg EXNER  
2207 Churchview  
Woodhaven, Michigan 48183

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: National Phase Application of PCT/US2004/38021  
(Unofficial U.S. Serial No. 10/540,006 filed 20 June 2005)  
International  
Filing Date: 26 November 2003  
Applicant: George GRECH *et al.*  
Group Art Unit: To be assigned  
Examiner: To be assigned  
Title: REDUCED WATER CONSUMPTION FLUSH TOILET  
Attorney Docket: 4623C-000083/NPB

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450


**WRITTEN CONSENT BY ASSIGNEE UNDER 37 CFR §1.48(a)(5)**

The Assignee of the above referenced patent application, THETFORD CORPORATION, hereby consents in writing to the correction of inventorship to remove inventors Kim KEITH and Greg EXNER and add inventor Brian KELLY.

Respectfully submitted,

**THETFORD CORPORATION**

Dated: 19 July 2006

By:   
Greg EXNER  
Vice President of Global Engineering  
7101 Jackson Road  
Ann Arbor, MI 48106